

R501-18 Rule update summary

Recovery Residence R501-18 rule update

In compliance with the Governor's Executive Order, we have updated this rule to be compliant with the rulewriter's manual of Utah and updated statutory citations to match the new recodification of Human Services statute from 62A-2 to 26B-2.

Content was removed if it was duplicative of the recently updated R501-1 General Provisions Rule that additionally applies to all Human Services Licensed Programs.

2 substantive changes were made regarding medical cannabis in a recovery residence setting. These changes were made in collaboration with the leadership of the DHHS Office of Substance Use and Mental Health and the DHHS Center for Medical Cannabis and support Utah's standard for substance use disorder services.

1 Statutory Compliance

3 elements clarify statute:

501-18-1 outlines OL's statutory authority for this rule: 26B-2-104 and 26B-2-117.

501-18-3 outlines the recodified section of statute that houses definitions: 26B-2-101.

R501-18-5 outlines where to find the definition of a qualified provider of medical cannabis: 26B-4-203.

2 Medical Cannabis

Clarifies that substance use disorder is not a qualifying condition for the recommendation of medical cannabis.

Outlines conditions for residents who have a qualifying condition and wish to reside in recovery residence with legal medical cannabis.

3 Clarification

3 elements clarify industry practices:

R501-18-5(f) clarifies that staff must be trained before interacting with clients.

R501-18-8(1)(f) clarifies that mail is opened in the presence of staff to eliminate contraband entering the residence.

R501-18-9(3) clarifies that opioid reversal kits need to be current (not expired) for compliance with this rule.

This rule is filed for a minimum of 30 day comment-ending on June 14, 2023. Please feel free to reach out to us at dhslicensing@utah.gov if you have thoughts or comments to be considered.

Please see attachment for a tracked version of the filed proposed amendment or visit our website at <https://dlbc.utah.gov/rules>

